IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

TUESDAY, THE 13TH NOVEMBER 2007 / 22ND KARTHIKA 1929

WP(C).No. 21147 of 2006(P)

PETITIONERS:

1. **ABDUL HAKKIM. K.J.,**
   VALUATION ASSISTANT, LAND ACQUISITION
   (RAILWAYS), KAYAMKULAM, ALAPPUZHA.

2. **C.M. GOPINATHAN, JUNIOR SUPERINTENDENT**
   COLLECTORATE, KANNUR.

3. **K. CHANDRASEKHARAN NAIR,**
   DEPUTY TAHSILDAR, TALUK OFFICE,
   R.R. UNIT, AMBALAPPUZHA, ALAPPUZHA.

4. **P.T. OOMMEN, DEPUTY TAHSILDAR,**
   TALUK OFFICE, CHANGANNUR, ALAPPUZHA.

BY ADV. SRI.N.SUGATHAN
SMT.VARSHA BHASKAR

RESPONDENTS:

1. **THE STATE OF KERALA,**
   REPRESENTED BY THE SECRETARY TO GOVERNMENT
   REVENUE DEPARTMENT, SECRETARIAT,
   THIRUVANANTHAPURAM.

2. **THE COMMISSIONER OF LAND REVENUE**
   THIRUVANANTHAPURAM.

3. **THE DEPUTY LAND REVENUE COMMISSIONER,**
   THIRUVANANTHAPURAM.

4. **B.K. DAVID JOHN,**
   JUNIOR SUPERINTENDENT, TALUK OFFICE,
   THIRUVANANTHAPURAM.

***ADDL.R5 & R6 ARE IMPLEADED:**

R5. C.M.SEBASTIAN,
DEPUTY TAHSILDAR,
TALUK OFFICE,
PEERMADE.

R6. K.M.VARGHESE,
JUNIOR SUPERINTENDENT (DEPUTY TAHSILDAR),
COLLECTORATE, ERNAKULAM.

(*ADDL.R5 & R6 ARE IMPLEADED AS PER ORDER DTD. 17/11/2006 IN I.A.NO.15818/2006)

***ADDL.R7 IS IMPLEADED:**

R7. NISHAT T.S.,
DEPUTY TAHSILDAR,
REVENUE RECOVERY,
TALUK OFFICE, CHAVAKKAD, THRISSUR.

(*ADDL.R7 IS IMPLEADED AS PER ORDER DTD. 1/12/2006 IN I.A.NO.16416/2006)

***ADDL.R8 IS IMPLEADED:**

R8. U.FASSALUDEEN, DEPUTY TAHSILDAR,
REVENUE RECOVERY, TALUK OFFICE, KOLLAM,
RESIDING AT MAVILA VEEDU, KANNANALLOOR P.O., KOLLAM.

(*ADDL.R8 IS IMPLEADED AS PER ORDER DTD. 27/09/2007 IN I.A.NO.12491/2007)

BY GOVERNMENT PLEADER SRI. NANDAKUMAR for R1 to R3
BY ADV. SRI.KRB.KAIMAL (SR.) for R4 & Addl.R5 & R6
SRI.ELVIN PETER P.J for Addl.R7
SRI.K.JAJU BABU for Addl. R8

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF PROCEEDINGS NO.LR(T)2-31801/99 DTD. 12/12/2000 OF THE 2ND RESPONDENT.

EXT.P1(A): EXTRACT OF FINAL SENIORITY LIST OF H.C./R.I. FOR THE PERIOD FROM 10/09/84 TO 31/12/98.

EXT.P2: COPY OF PROCEEDINGS NO.LR(T)3-49035/2001 DTD. 24/12/2001 OF THE 2ND RESPONDENT.

EXT.P2(A): EXTRACT OF FINAL SENIORITY LIST OF UDC/SVO FOR THE PERIOD FROM 10/09/84 TO 29/02/88.

EXT.P3: COPY OF PROCEEDINGS NO.LR(T)3-49036/2001 DTD. 24/12/2001 OF THE 2ND RESPONDENT.

EXT.P3(A): EXTRACT OF FINAL SENIORITY LIST OF UDC/SVO FOR THE PERIOD FROM 1/03/88 TO 31/12/92.

EXT.P4: COPY OF PROCEEDINGS NO.LR(T)2-21059/2001 DTD. 27/11/2004 OF THE 3RD RESPONDENT.

EXT.P4(A): EXTRACT OF FINAL SENIORITY LIST OF HC/R1/VO FOR THE PERIOD FROM 1/01/1999 TO 31/12/2000.

EXT.P5: COPY OF PROCEEDINGS NO.LR(T)1-34400/04 DTD. 30/11/2004 OF THE 2ND RESPONDENT.

EXT.P5(A): EXTRACT OF FINAL SENIORITY LSIT OF DEPUTY TAHSILDARS FOR THE PERIOD FROM 1/1/2003 TO 30/06/2004.

EXT.P6: COPY OF PROCEEDINGS NO.LR(T)3-15290/06 DTD. 29/03/2006 OF THE 3RD RESPONDENT.

EXT.P6(A): EXTRACT OF SENIORITY LIST OF UDC/SVO FOR THE PERIOD FROM 10/09/84 TO 31/12/1992.

EXT.P7: COPY OF OBJECTIONS DTD. 12/06/2006 FILED BY THE 1ST PETITIONER.

EXT.P8: COPY OF OBJECTIONS DTD. 29/05/2006 FILED BY THE 2ND PETITIONER.

WPC.NO.21147/2006 P

EXT.P9: COPY OF OBJECTIONS DTD. 29/05/2006 FILED BY THE 3RD PETITIONER.

EXT.P10: COPY OF OBJECTIONS DTD. 27/05/2006 FILED BY THE 4TH PETITIONER.

EXT.P11: COPY OF ORDER NO.LR(T)3-6652/05 DTD. 27/10/2005 OF THE 3RD RESPONDENT.

EXT.P12: COPY OF REPRESENTATION DTD. 8/03/2003 OF 2ND PETITIONER TO 3RD RESPONDENT.

EXT.P13: COPY OF REPRESENTATION DTD. 22/03/2006 OF 1ST PETITIONER TO THE 3RD RESPONDENT.

EXT.P14: COPY OF G.O.(MS) NO.815/87/RD DTD. 29/12/1987.

EXT.P15: COPY OF G.O.(RT) NO.2164/2006/RD DTD. 21/03/2006.

EXT.P16: COPY OF G.O.(RT) NO.6586/2005/RD DTD.19/12/2005.

EXT.P17: COPY OF STATEMENT SHOWING THE DETAILS OF 355 PERSONS WHO WERE ASSIGNED DATE IN UDC/VO BEFORE 10/09/84 BUT WHO WERE ASSIGNED LATER DATE IN UDC/SVO LIST.

EXT.P18: COPY OF PROCEEDINGS NO.LR(E) 3-15290/2006 DTD. 26/05/2007.

EXT.P18(A): EXTRACT OF FINAL SENIORITY LIST OF UDC/SVO FOR THE PERIOD FROM 1/09/1984 TO 3/12/1992.

EXT.P19: COPY OF REPRESENTATION DTD. 15/10/2007 FILED BY 1ST PETITIONER.

4TH RESPONDENT'S EXHIBITS:

EXT.R4(A): COPY OF THE JUDGMENT OF THIS HON'BLE COURT IN WP(C) NO.23562/05 DTD. 9/08/2005.

EXT.R4(B): COPY OF THE ORDER NO.LRG.1-80/05-2 DTD. 23/07/2005 OF THE 2ND RESPONDENT.

EXT.R4(C): COPY OF THE REPRESENTATION DTD. 19/07/2005 SUBMITTED BY THE 4TH RESPONDENT TO THE 2ND RESPONDENT.

EXT.R4(D): COPY OF THE REPRESENTATION DTD. 8/06/2005 SUBMITTED BY THE 6TH RESPONDENT TO THE 2ND RESPONDENT.

/TRUE COPY/

P.A.TO JUDGE

KSS

V. GIRI ,J.

WP(C).NO. 21147 of 2006

Dated this the 13th day of November, 2007

JUDGMENT

The challenge in this writ petition is against the provisional seniority list of U.D.Clerk/S.V.O's in the Revenue Department. Subsequently, pursuant to the interim orders passed by this court the list was finalised as per Ext.P18. The petitioners have preferred representations under Rule 27B of Part II KS and SSR against Ext.P18 before the Government and have produced it as per Ext.P19 along with I.A.No.15052/2007.

After having heard on both sides, the writ petition is disposed of directing the first respondent to look into Ext.P19 and similar representations and take a decision thereon within six months from the date of receipt of a copy of this judgment. In view of the fact that the writ petition is disposed of, all interim orders passed in this writ petition shall stand vacated.

V. GIRI, JUDGE.

pmn/